

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

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4 LAUREN CALVERT,

5 Plaintiff,

6 v.

7 DARLENE ELLIS AS SUCCESSOR IN
8 INTEREST TO MICHAEL WAYNE ELLIS;
9 EXPRESS DAILY; DAILY EXPRESS, INC.;
10 DOE OWNER, I-V, DOE DRIVER, I-V,
11 ROE EMPLOYER, AND ROE
COMPANIES, inclusive,

Defendants.

Case No. 2:13-cv-00464-APG-NJK

**ORDER GRANTING MOTION TO
CONTINUE TRIAL**

(Dkt. ##156, 161)

12 Plaintiff filed an incorrectly-titled "Emergency Motion to Continue Trial." (Dkt. #156.)
13 Defendants oppose that motion for a variety of reasons, including their concern that delaying the
14 trial will allow plaintiff to reopen her case and supplement her evidence. (Dkt. #158 at 4-5.)
15 Plaintiff has not requested, and I am not granting her, the ability to supplement her evidence.
16 Magistrate Judge Koppe previously excluded evidence about plaintiff's future surgeries (Dkt.
17 #76), and I affirmed that order. (Dkt. #155.) The only issue presented in the current motion is
18 whether to continue the trial due to plaintiff's upcoming surgery and her trial counsel's
19 apparently-busy schedule. Good cause exists to move the trial date.

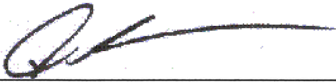
20 IT IS HEREBY ORDERED that plaintiff's motion to continue trial (**Dkt. #156**) is
21 **GRANTED**, and defendants' motion to file a surreply (**Dkt. #161**) is **DENIED**. The September
22 28, 2015 trial setting and September 23, 2015 calendar call are vacated.

23 IT IS FURTHER ORDERED that this case is set for a jury trial on the court's stacked
24 calendar on **January 25, 2016 at 9:00 a.m.**, in Las Vegas Courtroom 6C. Calendar Call will be
25 **January 20, 2016 at 8:45 a.m.** All proposed jury instructions shall be filed electronically by 12:00

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1 p.m. on January 20, 2016. All proposed *voir dire* questions to be asked of the jury panel shall be
2 filed electronically by 12:00 p.m., on January 20, 2016.

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4 DATED this 12th day of August, 2015.

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7 ANDREW P. GORDON
8 UNITED STATES DISTRICT JUDGE
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